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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
v.)
JORGE MENDOZA ,)
Defendant.)

No. 10-CR-00822-DLJ

STIPULATION AND []
ORDER CHANGING STATUS HEARING
FROM OCTOBER 11, 2012, AT 9:00 A.M.
TO NOVEMBER 1, 2012 AT 9:00 A.M.
AND EXCLUDING TIME FROM
OCTOBER 11, 2012 TO NOVEMBER 1,
2012

The defendant Jorge Mendoza, represented by Robert W. Lyons, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, currently have scheduled before this Court a status hearing on October 11, 2012, at 9:00 a.m. The parties request that the status hearing be rescheduled to November 1, 2012 at 9:00 a.m., and that a time exclusion order be issued that would exclude time under the Speedy Trial Act from October 11, 2012 to November 1, 2012, to permit the parties the reasonable time necessary for effective

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US v. Mendoza, 10-CR-00822-DLJ
Stipulation and [] Order re Status Hearing

1 preparation and continuity of counsel.

2 DATED: October 9, 2012

MELINDA HAAG
United States Attorney

3
4 _____/s/
5 Thomas A. Colthurst
6 Assistant United States Attorney

7 _____/s/
8 Robert W. Lyons, Esq.
9 Counsel for Defendant JORGE MENDOZA

10 **ORDER**

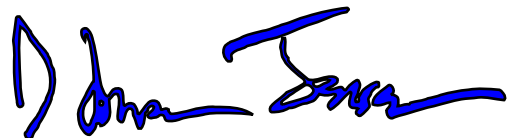
11 Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY
12 ORDERED THAT the status hearing in this case be rescheduled from October 11, 2012, at 9:00
13 a.m. to November 1, 2012 at 9:00 a.m.

14 Based upon the representation of counsel and for good cause shown, the Court finds that
15 failing to exclude the time from October 11, 2012, through November 1, 2012, would
16 unreasonably deny the defendant continuity of counsel and would deny counsel the reasonable
17 time necessary for effective preparation, taking into account the exercise of due diligence. 18
18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding
19 the time from October 11, 2012, through November 1, 2012, from computation under the
20 Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.

21 Therefore, IT IS HEREBY FURTHER ORDERED that the time between October 11,
22 2012 and November 1, 2012, shall be excluded from computation under the Speedy Trial Act.
23 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

24 IT IS SO ORDERED.

25 DATED: FEB 13 2013

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THE HONORABLE D. LOWELL JENSEN
Senior United States District Judge